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Mr. Steve York  
Docket Clerk  
United States District Court  
for the District of Massachusetts  
John Joseph Moakley U.S. Courthouse  
1 Courthouse Way  
Boston, Massachusetts 02210

Re: *Boston & Maine Corporation v. Massachusetts Bay Transportation  
Authority* (Civ. Action No. 05-11656-RCL)

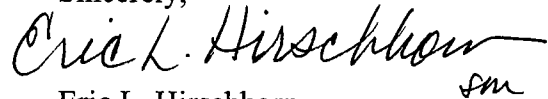
Dear Mr. York:

On behalf of Boston and Maine Corporation we are filing a copy of Plaintiff's Motion for Partial Summary Judgment in the above-captioned case, as well as the Statement of Material Facts, Memorandum, and Declarations supporting the Motion. On May 25, 2006, we filed a Motion to Exceed Page Limits with regard to the Memorandum in Support of the Motion for Partial Summary Judgment. The Motion to Exceed Page Limits has not yet been decided, and remains pending.

Pursuant to a discussion with you, we are submitting the Memorandum in longer form with the understanding that if the Court denies the Motion to Exceed Page Limits, we will revise the Memorandum to the applicable page limit.

Please feel free to contact us if you have any questions regarding the above.

Sincerely,

A handwritten signature in black ink that reads "Eric L. Hirschhorn". To the right of the signature is a small, stylized monogram "sm".

Eric L. Hirschhorn  
Attorney for Plaintiff,  
Boston & Maine Corporation

Cc: Honorable Reginald C. Lindsay